

Serial No. 10/643,382
UTILITY PATENT

Response to Off. Act. mailed August 9, 2005
B&D No. TN09323

Amendments to the Drawings:

The attached sheets of drawings include corrected drawings as required by the Examiner to replace the originally filed informal drawings submitted by the Applicant. No new matter has been added.

Attachment: Replacement Sheets

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B&D No. TN09323Remarks

The drawings were objected to by the Examiner as being informal and only suitable for examination purposes. A set of replacement drawings, i.e., formal drawings, are hereby provided per the Examiner's requirement.

Claims 1-14 are pending in the subject application: claim 14 has been allowed; claims 2, 3 and 6-13 have been canceled. By the above amendment, claims 1, 4 and 5 have been amended. Applicant reserves the right to pursue the subject matter of the canceled claims in one or more continuation and/or divisional applications. Favorable reconsideration of the application and allowance of all of the pending claims are respectfully requested in view of the above amendments and the following remarks. No new matter has been added.

The Examiner has indicated that claims 3-5 would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims. Applicant has amended claim 1 to reflect that the laser level further comprises "a lock mechanism for fixing the position of the pendulum relative to the housing, wherein said lock mechanism comprises a pivotable lock movable between a first position contacting the pendulum and a second position bypassing the pendulum..." No new matter has been added.

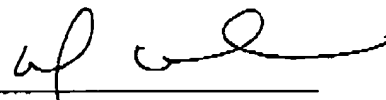
In view of the foregoing, Applicant respectfully requests the Examiner to find the application to be in condition for allowance with claims 1, 4, 5 and 14. However, if for any reason the Examiner feels that the application is not now in condition for allowance, he is respectfully requested to call the undersigned attorney to discuss any unresolved issues and to expedite the disposition of the application.

Applicant hereby petitions for a one month extension of time which is required to maintain the pendency of this case. Any additional time necessary is hereby petitioned for and the required fee for such extension is to be charged to Deposit Account No. 02-2548.

Respectfully submitted,

Date: 11/16/05

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